

Staff Summary Report



Council Meeting Date: 09/18/08

Agenda Item Number: _____

SUBJECT: This is the second public hearing to amend Chapter 19 of the Tempe City Code relating to Motor Vehicles and Traffic by amending Section 19-142 relating to Parking Without Paying Designated Meter Prohibited.

DOCUMENT NAME: 20080918cdcm **TCC CH 19 – MOTOR VEHICLES & TRAFFIC (0503-19)**
Ordinance No. 2008.45

SUPPORTING DOCS: No

COMMENTS: This amendment would make it unlawful to park in a space where a parking meter is displaying a failure message or is otherwise malfunctioning.

PREPARED BY: Chris Messer, Principal Planner (350-8562)

REVIEWED BY: Chris Salomone, Community Development Manager (350-8294)

LEGAL REVIEW BY: Andrew Ching, City Attorney (350-8575)

FISCAL NOTE: N/A

RECOMMENDATION: Staff recommends adoption of Ordinance No. 2008.45

ADDITIONAL INFO: This ordinance amendment is intended to counter a growing trend of parking meters being intentionally jammed or vandalized, rendering them inoperable which makes the adjacent parking space essentially free. ASU has a similar policy for on-campus parking meters.

ORDINANCE NO. 2008.45

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMPE, ARIZONA, AMENDING CHAPTER 19 OF THE TEMPE CITY CODE, RELATING TO MOTOR VEHICLES AND TRAFFIC BY AMENDING SECTION 19-142 RELATING TO PARKING WITHOUT PAYING DESIGNATED METER PROHIBITED.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEMPE, ARIZONA, as follows:

Section 1. That Section 19-142 of the Tempe City Code is hereby amended to read as follows:

Sec. 19-142. Parking without paying designated meter prohibited.

(a) Each person parking a vehicle or motor-driven cycle within a designated parking area or lot which contains a pay and display station or a designated parking meter shall immediately deposit in said display station or parking meter one or more of the legal United States coins indicated upon the meter.

(b) No person shall permit a vehicle to remain in a space with a designated parking meter, or in a space within a designated parking area or lot which contains a pay and display station when said parking meter, or display station displays a red signal or printed message indicating it is unlawful to do so, except during those hours and days indicated upon said parking meter or display station. NO PERSON SHALL PERMIT A VEHICLE TO REMAIN IN A SPACE WITH A DESIGNATED PARKING METER IN WHICH THE DESIGNATED PARKING METER DISPLAYS FAIL OR IS OTHERWISE MALFUNCTIONING. This subsection shall not apply to a vehicle displaying a state "disabled parking" identifying insignia.

(c) No person shall permit a motor-driven cycle to remain within a space with a designated parking meter, or in a space within a designated parking area or lot which contains a pay and display station when said parking meter, or display station displays a red signal or printed message indicating it is unlawful to do so, except during those hours and days indicated upon said parking meter or display station. All motor-driven cycles so parked within said parking space shall each be unlawfully parked.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF TEMPE, ARIZONA, this ____ day of _____, 2008.

MAYOR

ATTEST:

City Clerk

APPROVED AS TO FORM:

City Attorney